IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.30349 of 2008
NARESH RAI ….. PETITIONER
Versus
THE STATE OF BIHAR …. OPP. PARTY
For the petitioner : - Sri Anant Kumar, Advocate
For the O.P. : - Sri D. Mehta, APP
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3. 24.10.2008 Heard Sri Anant Kumar, Advocate for the petitioner and Sri D. Mehta, Additional Public Prosecutor for the State.

The persons, who were named by the informant, appear granted bail by Annexure-2, which is an order passed in Cr. Misc. No. 9227 of 2008. The petitioner was not named in the FIR, but petitioner has been named by some witnesses at the subsequent stage of the investigation.

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The contention is that if at all the witnesses had seen and identified the petitioner, the name of the petitioner ought to have appeared in the FIR.

Let petitioner Naresh Rai, under the above facts and circumstances, be released from custody on furnishing a bond of Rs.5,000/- (five thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge, F.T.C. No. V, Madhepura in Sessions Trial No. 5A of 2007 arising out of Alamnagar P.S. 79 of 2001 (G.R. No. 893 of 2001).

DKS/ **(Dharnidhar Jha, J)**